

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: GENERIC PHARMACEUTICALS
PRICING ANTITRUST LITIGATION

MDL 2724
16-md-2724

THIS DOCUMENT RELATES TO:

*The State of Connecticut, et al. v.
Teva Pharmaceuticals USA, Inc.,
et al.*

HON. CYNTHIA M. RUFE

Civil Action No.

2:19-cv-02407-CMR

**DEFENDANTS' JOINT MOTION TO DISMISS
PLAINTIFFS' STATE-LAW CLAIMS**

Pursuant to Fed. R. Civ. P. 12(b)(6), the Defendants identified herein hereby move to dismiss the following with prejudice:

1. Claims on behalf of state governmental entities brought by New York;
2. *Parens patriae* claims for damages brought by Alaska, Arizona, Connecticut, Indiana, Maine, Mississippi, Missouri, New Jersey, New Mexico, New York, North Carolina, Rhode Island, Tennessee, and Washington;
3. All plaintiff-states' claims for disgorgement under state law;
4. Claims for monetary recovery on behalf of indirect purchasers brought by Arkansas, Delaware, Florida, Indiana, Louisiana, Maryland, Missouri, New Jersey, Ohio, Oklahoma, Puerto Rico, and Virginia;
5. Claims for monetary relief brought by Kentucky, Mississippi, and Nevada including Nevada's claims pursuant to Nev. Rev. Stat. Ann. § 598.0973;
6. Unjust enrichment claims brought by Puerto Rico;
7. Consumer protection claims brought by Indiana, Mississippi, Pennsylvania, and Wyoming.

In support of this Motion, Defendants rely upon Defendants' Memorandum of Law in Support of Their Joint Motion to Dismiss Plaintiffs' State-Law Claims, which is being filed contemporaneously with this Motion.

For all of the reasons set forth therein, the States' above-mentioned claims under various state laws should be dismissed with prejudice.

Dated: November 2, 2020

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